

**MARK K. SCHONFELD (MS-2798)**  
**REGIONAL DIRECTOR**  
**Attorney for Plaintiff**  
**SECURITIES AND EXCHANGE COMMISSION**  
**Northeast Regional Office**  
**3 World Financial Center, Suite 400**  
**New York, NY 10281**  
**(212) 336-1020**

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

<b>SECURITIES AND EXCHANGE COMMISSION,</b>	:	
	:	
<b>Plaintiff,</b>	:	
	:	
<b>-against-</b>	:	<b>07-CV-2762 (HB)</b>
	:	
	:	
<b>ALEXIS AMPUDIA,</b>	:	
	:	
<b>Defendant.</b>	:	
	:	
	:	

## **DECLARATION OF SERVICE**

I, Valerie A. Szczepanik, pursuant to 28 U.S.C. § 1746, declare as follows:

1. I am a member of the bar of the State of New York and a member of the bar of this Court

2. In accordance with the Court's Order, dated April 5, 2007, I caused to be served by Federal Express Priority Overnight courier, sent April 5, 2007, the following documents:

- Order To Show Cause, Temporary Restraining Order, and Order Freezing Assets and Granting Other Relief, ordered by Judge Harold Baer, Jr. on April 5, 2007;
- Summons;
- Civil Action Cover Sheet;
- Complaint;

- Emergency *Ex Parte* Application For A Temporary Restraining Order, Order To Show Cause, Preliminary Injunction, Asset Freeze and Other Relief;
- Local Rule 6.1(d) Declaration of Sheldon Mui In Support of Plaintiff's Emergency *Ex Parte* Application For A Temporary Restraining Order, Order To Show Cause, Preliminary Injunction, Asset Freeze and Other Relief;
- Memorandum of Law in Support of Plaintiff's Emergency *Ex Parte* Application for Temporary Restraining Order, Order to Show Cause, Preliminary Injunction, Asset Freeze and Other Relief;
- Declaration of Doreen Krause in Support of Plaintiff's Emergency *Ex Parte* Application for Temporary Restraining Order, Order to Show Cause, Preliminary Injunction, Asset Freeze and Other Relief;
- Individual Practices of Judge Harold Baer, Jr.;
- Individual Practices of Magistrate Judge Henry Pitman; and
- Instructions, Procedures and Guidelines for ECF;

upon Alexis Ampudia at the following addresses:

770 Fulton Street  
Apt. #4G  
Brooklyn, NY 11238

274 Prospect Place  
Brooklyn, NY 11238

3. I received confirmations from Federal Express that each of the above referenced packages had been delivered to each of the above referenced addresses on April 6, 2007. Each package was delivered prior to 12:00 p.m. on April 6, 2007. (See Exhibit A.)

4. Also, in accordance with the Court's Order, dated April 5, 2007, service of the documents listed above was made by personal delivery to Alexis Ampudia by New York City Police Officer Andrew Shore. (See Exhibit B.)

Upon information and belief, I declare under penalty of perjury that the foregoing is true and correct.

Dated: New York, New York  
April 6, 2007



Valerie A. Szczepanik

## **EXHIBIT A**

**Szczepanik, Valerie**

**From:** TrackingUpdates@fedex.com  
**Sent:** Friday, April 06, 2007 11:08 AM  
**To:** Szczepanik, Valerie  
**Subject:** FedEx Shipment 792320516518 Delivered

This tracking update has been requested by:

Company Name: SECURITIES AND EXCHANGE COMM'N  
 Name: Valerie Szczepanik  
 E-mail: SzczepanikV@sec.gov

Our records indicate that the following shipment has been delivered:

Tracking number:	792320516518
Ship (P/U) date:	Apr 6, 2007
Delivery date:	Apr 6, 2007 10:41 AM
Sign for by:	M.EMEAS
Delivered to:	Residence
Service type:	FedEx Priority Overnight
Packaging type:	FedEx Box
Number of pieces:	1
Weight:	10.00 lb.

Shipper Information	Recipient Information
Valerie Szczepanik	Alexis Ampudia
SECURITIES AND EXCHANGE COMM'N	770 Fulton St.
NORTHEAST REGIONAL OFFICE	Apt. #4G
3 WORLD FINANCIAL CENTER	Brooklyn
NEW YORK	NY
NY	US
US	11238
10281	

Special handling/Services:  
 Deliver Weekday  
 Residential Delivery

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 9:47 AM CDT on 04/06/2007.

To learn more about FedEx Express, please visit our website at [fedex.com](http://fedex.com).

All weights are estimated.

To track the latest status of your shipment, click on the tracking number above, or visit us at [fedex.com](http://fedex.com).

This tracking update has been sent to you by FedEx on the behalf of the Requestor noted above. FedEx does not validate the authenticity of the requestor and does not validate, guarantee or warrant the authenticity of the request, the requestor's message, or the accuracy of this tracking update. For tracking results and [fedex.com](http://fedex.com)'s terms of use, go to [fedex.com](http://fedex.com).

**Szczepanik, Valerie**

**From:** TrackingUpdates@fedex.com  
**Sent:** Friday, April 06, 2007 9:44 AM  
**To:** Szczepanik, Valerie  
**Subject:** FedEx Shipment 798145831008 Delivered

This tracking update has been requested by:

Company Name: SECURITIES AND EXCHANGE COMM'N  
 Name: Valerie Szczepanik  
 E-mail: SzczepanikV@sec.gov

Our records indicate that the following shipment has been delivered:

Tracking number:	798145831008
Ship (P/U) date:	Apr 6, 2007
Delivery date:	Apr 6, 2007 9:35 AM
Sign for by:	Signature Release on file
Delivered to:	Residence
Service type:	FedEx Priority Overnight
Packaging type:	FedEx Box
Number of pieces:	1
Weight:	10.00 lb.

Shipper Information	Recipient Information
Valerie Szczepanik	Alexis Ampudia
SECURITIES AND EXCHANGE COMM'N	274 Prospect Place
NORTHEAST REGIONAL OFFICE	Brooklyn
3 WORLD FINANCIAL CENTER	NY
NEW YORK	US
NY	11238
US	
10281	

Special handling/Services:  
 Deliver Weekday  
 Residential Delivery

Please do not respond to this message. This email was sent from an unattended mailbox. This report was generated at approximately 8:39 AM CDT on 04/06/2007.

To learn more about FedEx Express, please visit our website at [fedex.com](http://fedex.com).

All weights are estimated.

To track the latest status of your shipment, click on the tracking number above, or visit us at [fedex.com](http://fedex.com).

This tracking update has been sent to you by FedEx on the behalf of the Requestor noted above. FedEx does not validate the authenticity of the requestor and does not validate, guarantee or warrant the authenticity of the request, the requestor's message, or the accuracy of this tracking update. For tracking results and [fedex.com](http://fedex.com)'s terms of use, go to [fedex.com](http://fedex.com).

## **EXHIBIT B**

# United States District Court

DISTRICT OF \_\_\_\_\_

Securities and Exchange Commission

## SUMMONS IN A CIVIL CASE

v.

CASE NUMBER:

Alexis Ampudia

07 cv 2762

TO: (Name and address of defendant)

Alexis Ampudia  
770 Fulton Street, Apt. #4G  
Brooklyn, NY 11238

JUDGE BAER

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Mark K. Schonfeld  
Securities and Exchange Commission  
Northeast Regional Office  
3 World Financial Center, Suite 400  
New York, NY 10281-1022

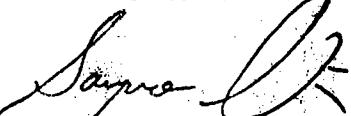
an answer to the complaint which is herewith served upon you, within 20 days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. You must also file your answer with the Clerk of this Court within a reasonable period of time after service.

**J. MICHAEL McMAHON**

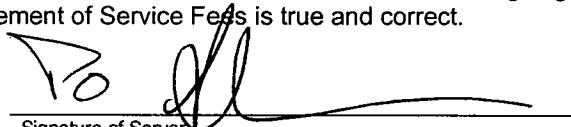
APR 05 2007

CLERK

DATE



(BY) DEPUTY CLERK

RETURN OF SERVICE		
Service of the Summons and Complaint was made by me <sup>1</sup>	DATE	
NAME OF SERVER (PRINT) <u>Shore, A</u>	TITLE <u>Police Officer</u>	
Check one box below to indicate appropriate method of service		
<input checked="" type="checkbox"/> Served personally upon the defendant. Place where served: <u>US Customs Newark Airport.</u>		
<input type="checkbox"/> Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: _____		
<input type="checkbox"/> Returned unexecuted: _____		
<input type="checkbox"/> Other (specify): _____		
STATEMENT OF SERVICE FEES		
TRAVEL	SERVICES	TOTAL
DECLARATION OF SERVER		
I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.		
Executed on <u>4/5/07</u> Date	 Signature of Server	
 Address of Server		
<u>Received By:</u>	<u>Sign:</u> Alexis Amparo <u>Print:</u> Alexis Amparo 4/5/07 7:10 pm	
<u>WITNESSED BY:</u>	<u>Sign:</u> 04/05/07 <u>Print:</u> SA Glenn Bove, USSS	

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.